

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

IN RE: PROPECIA (FINASTERIDE)  
PRODUCTS LIABILITY LITIGATION

This Document Relates to All Cases

Master File No.: 1:12-md-02331-JG-VVP  
MDL No. 2331

Magistrate Judge Viktor Pohorelsky

**PARTIES' JOINT PROPOSED AGENDA FOR**  
**May 1, 2013 STATUS CONFERENCE**

The parties jointly submit the following agenda for this Court's May, 2013 Status Conference.

1. Pre-motion Conference for Motion to Dismiss filed in the matter of *Phelps et al. v. Merck & Co., Inc., et al.*, No. 1:13cv00516;
2. Update on the status of the Plaintiffs' Fact Sheet with submission of proposed Plaintiff Fact Sheet that has been jointly agreed to;
3. Update on the status of the Order governing responses to PPF and request for briefing schedule.
4. Update on issues related to Medical Authorization and submission of proposed Medical Authorization that has been jointly agreed to;
5. Update on the status of the Electronically Stored Information ("ESI") protocol and request for briefing schedule;
6. Update on the status of the Order governing claims of Privilege and request for briefing schedule;
7. Update on the status of the Defense Fact Sheet.
8. Update on Discovery (report from Parties regarding discovery progression, plan for deposition protocol and report by Defendant regarding anticipated date for product of *Pope* Production in un-redacted form pursuant to new proposed ESI protocol) and request for briefing schedule;
9. Presentation of issues related to particular actions where multiple plaintiffs are joined and submission of procedure to separate plaintiffs by stipulation;
10. Update on Common Benefit Order;

11. Submission of final protective order for entry;<sup>1</sup>
12. Miscellaneous issues/reports (e.g., status of remand motion, complaints filed by foreign plaintiffs); and
13. Selection of additional Status Conference dates.

Dated: April 26, 2012

Respectfully submitted,

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<sup>1</sup> The contents of the Protective Order has been agreed to by the parties and approved by the Court. However, the docket does not reflect a signed Protective Order, and accordingly, we will present a copy of the Order for signature by the Court.

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***Plaintiffs' Executive Committee***